

UNITED STATES DISTRICT COURT

for the

District of Alaska

United States of America)

v.)

Gerson Nunez)

Date of Previous Judgment: April 11, 2000)

(Use Date of Last Amended Judgment if Applicable))

Case No: 3:99-cr-00036-02-HRHUSM No: 46057054

Pro Se

Defendant's Attorney

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 MAY 14 2008
 CLERK, U.S. DISTRICT COURT
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Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 151 months **is reduced to** 121 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)Previous Offense Level: 34Amended Offense Level: 32Criminal History Category: ICriminal History Category: IPrevious Guideline Range: 151 to 188 monthsAmended Guideline Range: 121 to 151 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated 4/11/00 shall remain in effect.

IT IS SO ORDERED.Order Date: 5/14/08

REDACTED SIGNATURE

Judge's signature

Effective Date: _____
 (if different from order date)

H. Russel Holland, U.S. District Judge
 Printed name and title